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SYNGENTA BIOTECHNOLOGY, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

2 GREG LeFEBVRE and DANISCO US
INC..

Plaintiff,

V.

SYNGENTA BIOTECHNOLOGY, INC.

Defendant.

Case No. C 08 02732 HRL

**DECLINATION TO PROCEED BEFORE A
MAGISTRATE JUDGE AND REQUEST FOR
REASSIGNMENT TO A UNITED STATES
DISTRICT JUDGE**

REQUEST FOR REASSIGNMENT TO A UNITED STATES DISTRICT JUDGE:

The undersigned party in the above-captioned civil matter hereby declines to consent to the assignment of this case to a United States Magistrate Judge for trial and disposition and hereby requests the reassignment of this case to a United States District Judge.

23 || Dated: June 2, 2008

FENWIC, & WEST LLP

By:

/s/ Kimberly L.

Kimberly I. Culp
Attorneys for Defendant
SYNGENTA BIOTECH

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